



Key Message

Military children are often limited in their school and course registration options due to the timing of military-directed moves. States can help by waiving proof of residency requirements until the student arrives in the new state on military transfer orders.

Analysis

- When military students know which school they will be attending and what their class schedules are in advance of arriving to school, they and their families are provided with a sense of comfort, relieving unneeded stress during their transition between locations. Advance enrollment is intended to help ease some of the challenges faced by military pupils, not offer an advantage or priority over other students.
- School districts may offer electronic registration, if available; however, establishment of a new online system to accomplish the objective of this issue is not necessary.
- There is an added benefit to school districts by reducing the need to make projections regarding their student population.
- For maximum clarity, states may consider including enrollment in a virtual school, application for open enrollment and charter/magnet school lottery entrance within their policy language.

Best Practices

California Senate Bill 455 (2018):

California Education Code Section 48204.3.

https://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill_id=201720180SB455

“(b) Notwithstanding Section 48200, a pupil complies with the residency requirements for school attendance in a school district, if he or she is a pupil whose parent is transferred or is pending transfer to a military installation within the state while on active military duty pursuant to an official military order.

“(c) A school district shall accept applications by electronic means for enrollment, including enrollment in a specific school or program within the school district, and course registration for pupils described in subdivision (b).

“(d) (1) The parent shall provide proof of residence in the school district within 10 days after the published arrival date provided on official documentation.

(2) For purposes of paragraph (1), a parent may use any of the following addresses as related to his or her military move:

(A) A temporary on-base billeting facility.



- (B) A purchased or leased home or apartment.
- (C) Federal government or public-private venture off-base military housing."

Missouri Senate Bill 306 (2019):
Revised Statutes of Missouri Section 167.020.

<https://revisor.mo.gov/main/OneSection.aspx?section=167.020>

"8. If one or both a child's parents are being relocated to the state of Missouri under military orders, a school district shall allow remote registration of the student and shall not require the parent or legal guardian of the student or the student himself or herself to physically appear at a location within the district to register the student. Proof of residency, as described in this section, shall not be required at the time of the remote registration but shall be required within ten days of the student's attendance in the district."

Arkansas Senate Bill 638 (2019):
Arkansas Code Section 6-18-107. Enrollment of Children of Military Families.

<https://law.justia.com/codes/arkansas/2019/title-6/subtitle-2/chapter-18/subchapter-1/section-6-18-107/>

"(m)(1) Members of the uniformed services shall, if possible, provide advance notice to public schools regarding the enrollment of a student under this section.

(2) When a public school receives notice from a military family under subdivision (m) (1) of this section, the public school shall treat the notice as a provisional enrollment and provide the students with materials regarding academic courses, electives, sports and other relevant information regarding the public school.

(3) A public school:

(A) Shall consider the anticipated date of enrollment of a student under this subdivision (m)(1) of this section in light of class sizes, course conflicts and the availability of elective courses;

(B) May preregister a student in anticipation of the student's enrollment under subdivision (m)(1) of this section, and

(C) May seek waivers from the State Board of Education to accommodate a student under this section, including without limitation-required class ratios."

Nebraska Legislative Bill 115 (2019):
Nebraska Revised Statutes Section 79-215. Students; admission; tuition; persons exempt; department; duties.

<https://nebraskalegislature.gov/laws/statutes.php?statute=79-215>

"(7) In order to carry out the provisions of Section 79-2201, a school board shall permit children of military families to enroll preliminarily in a school district if a parent presents evidence of military orders that the military family will be stationed in this state during the current or following school year. A student of a military family shall be admitted to the school district without charge upon arrival in Nebraska if the requirements of this section are met."



North Carolina Senate Bill 99 (2018):

This bill allows for a child of an active-duty service member who is transferred/pending transfer to a military installation in North Carolina and is not a resident of North Carolina to enroll in a public school system by remote means prior to becoming a resident of the local educational agency. The bill authorizes the LEA to request a parent/guardian to provide a copy of the official military order transferring to a military installation in North Carolina. It also provides that the parent/guardian must complete the LEA's required enrollment forms and documentation, except that proof of residency and disciplinary actions are not required until the family has moved to North Carolina. Additionally, it requires the LEA to make available to these students the same opportunities to request school assignment, register for courses or apply for the same courses offered to resident students.

2018-19 Appropriations Act (S.L. 2018-5) Section 7.18. Permit Military Children to Enroll Prior to Residency in North Carolina.

<https://www.ncleg.gov/EnactedLegislation/SessionLaws/HTML/2017-2018/SL2018-5.html>

“(d1) A student who is not a domiciliary of the State shall be permitted to register to enroll in a charter school or participate in a lottery for admission to a charter school within the State by remote means, including electronic means, prior to commencement of the student’s residency in the State if all of the following apply:

- (1) A parent or legal guardian is on active military duty and is transferred or pending transfer pursuant to an official military order to a military installation or reservation in the State.
- (2) Upon request by the charter school where the student seeks to register to enroll or participate in a lottery for admission, a parent or legal guardian provides a copy of the official military order transferring to a military installation or reservation located in the State.
- (3) A parent or legal guardian completes and submits the charter school’s required enrollment forms and documentation, except that proof of residency and documentation related to disciplinary actions pursuant to subsection (i) of this section shall not be required until the student transfers into the State, at which time they shall be required prior to commencing attendance.

A charter school shall make available to a student who registers to enroll or who participates in a lottery pursuant to this subsection the same opportunities available to a student enrolled or participating in a lottery contemporaneously with domicilia in the State, such as registering for courses and applying for programs that require additional request or application. A student enrolled pursuant to this subsection may not attend the charter school until proof of residency is provided in accordance with the requirements of the charter school. Nothing in this subsection shall be construed to curtail a charter school’s authority pursuant to subsection (i) of this section.”



Maryland Education Code Section 7-115.1 (2020):

Section 7-115.1. Application by dependent child of service member relocated to state on military orders.

<https://casetext.com/statute/code-of-maryland/article-education/division-ii-elementary-and-secondary-education/title-7-public-schools/subtitle-1-general-provisions/section-7-1151-application-by-dependent-child-of-service-member-relocated-to-state-on-military-orders>

“(b) A county superintendent shall allow a dependent child of a service member who is relocating to the State on military orders and is not domiciled in that county during the enrollment period to apply for enrollment in a public school in the county, in the same manner and at the same time as individuals domiciled in the county.

“(c) (1) Within 10 days of the published arrival date on the service member’s military orders, the service member shall provide the school with:

- (i) Satisfactory evidence of the dependent child’s status as a dependent child of the service member;
- (ii) A copy of the service member’s military orders to relocate; and
- (iii) Proof of residence in the county.

(2) The service member may use the address of any of the following as proof of residence:

- (i) A temporary on-base lodging facility;
- (ii) A purchased or leased home or apartment; or
- (iii) Any federal government housing unit or off-base military housing unit.”